

New Hampshire Department of Revenue Administration

Fiscal Note Quick Guide

15-0895

SB 121-FN-LOCAL, *relative to definitions used for purposes of current use taxation*

Senate Ways and Means Committee

This bill provides for the exemption of certain real estate from Land Use Change Taxes. (See RSA 79-A:7, IV(b)). The method of exemption would be the exclusion by definition of the excavation of certain material from activities that would trigger a Land Use Change Tax. The exemption of certain property from the property tax will reapportion the tax burden to non-exempt property owners.

The Department of Revenue Administration has no source through which to identify the number of properties that would qualify for this exemption, as qualification requires knowledge of details found only by close examination of conditions on the ground by a civil engineer.

The Department estimates there will be an indeterminable increase in local expenditures. These are related to:

- The cost of administration of the Land Use Change Tax when a property qualifies based on these definitions; and
- The need for a municipality to hire a civil engineer to make certain determinations.

These impacts will only be experienced in communities that have properties meeting these conditions. Based on the Department's experience, these are fairly rare occurrences.

The Department notes that the terms "angle of repose" and "natural angle of repose" appear to be used interchangeably (Compare Page 1, Lines 3-6 and Page 1, Lines 27 and 28).